



✓ GP 3744 #1

PATENT #3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Steven M. Shei et al

GROUP ART UNIT: 3744

SERIAL NO.: 09/419,263

EXAMINER: M. Ali

FILED: October 11, 1999

DOCKET NO.: DUKE 7227US

FOR: MERCHANDISER FOR WARM AND COLD FOODS

Commissioner for Patents  
Washington, D.C. 20231

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TC 3700 MAIL ROOM

**PETITION FOR EXTENSION OF TIME**  
**UNDER 37 C.F.R. § 1.136(a)**

Sir:

1. Applicant hereby petitions pursuant to 37 C.F.R. §1.136(a) for a one month extension of time for response to the outstanding Official Action mailed September 28, 2000. The period for response was previously set to elapse December 28, 2000, and is accordingly hereby extended to January 28, 2001, which is still within the six month statutory period for response (35 U.S.C. §133) which elapses March 28, 2001. The reason for this petition is as follows:

- ☒ A response to the outstanding Official Action is being filed herewith.
- ☐ It is expected that a response to the outstanding Official Action will be filed within the extending period for response;
- ☐ A Notice of Appeal to the Board of Appeals (37 C.F.R. §1.191) is being filed herewith;
- ☐ It is expected that a Notice of Appeal to the Board of Appeals (37 C.F.R. §1.191) will be filed within the extended period for response;
- ☐ A Division, Continuation, or Continuation-In-Part is being filed, and it is desired to maintain the present application in pending condition pursuant to 35 U.S.C. §120 through at least the filing date of the Division, Continuation, or Continuation-In-Part application.

3. Small Entity Status (37 C.F.R. §1.9(f)) in this application:

[X ] Has been established by a Verified Statement or Declaration filed.

4. The required fee as established by 37 C.F.R. §1.17(a), (b), (c) or (d) pursuant to 35 U.S.C. §41(a)(8) is:

02/01/2001 BNGUYEN1 00000037 09419263

Other than

01 FC:215

55.00 OP✓

## Small Entity

First Month	<input checked="" type="checkbox"/>	\$ 55.00
Second Month	<input type="checkbox"/>	\$195.00
Third Month	<input type="checkbox"/>	\$445.00
Fourth Month	<input type="checkbox"/>	\$695.00

## Small Entity

<input type="checkbox"/>	\$ 110.00
<input type="checkbox"/>	\$ 390.00
<input type="checkbox"/>	\$ 890.00
<input type="checkbox"/>	\$1,390.00

5. The above fee is:

☒ Enclosed.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment under 37 CFR §1.16 and §1.17 which may be required to Deposit Account No. 162201. *A duplicate copy of this sheet is enclosed.*

Respectfully submitted,

Date: 1-26-01



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